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Presented to the Court by the foreman of the
Grand Jury in open Court, in the presence of
the Grand Jury and FILED in the U.S.
DISTRICT COURT at Seattle, Washington.

December 13 2018

WILLIAM M. McCOOL, Clerk
By  Deputy

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

CASE NO. CR18-5579RBL

Plaintiff,

v.

SUPERSEDING INDICTMENT

(1) CARLOS EDUARDO LOPEZ
HERNANDEZ,
(2) DANIEL OSVALDO ROCHA LOPEZ,
(3) JAIME HEREDIA CASTRO,
(4) JUAN AVILES BERRELLEZA,
(5) EDGAR CABRERA,
(6) OTHON ALONSO VEA
CERVANTES,

Formerly charged under the name
"Carlos Alejandro Castro Perez,"

(7) CESAR LOYA SOTO,
(8) MANUEL LOYA SOTO,
(9) JULIAN GAUGE ORDONEZ,
(10) JOSE LUIS SIERRA BARRIENTOS,
(11) HECTOR MANUEL URIAS
MORENO,
(12) JORGE VALENZUELA ARMENTA,
(13) URIEL ZELAYA,
(14) ARTURO FRIAS CEBALLOS,
(15) JUAN JOSE HIGUERA GONZALEZ,
(16) JESUS RENE SARMIENTO
VALENZUELA,
(17) ALEK JAMES BAUMGARTNER,
(18) MONIQUE GREEN,
(19) ANDREW CAIN KRISTOVICH,

SUPERSEDING INDICTMENT

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UNITED STATES ATTORNEY
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TACOMA, WASHINGTON 98402
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1 (21) JOSE RANGEL ORTEGA,
2 (22) GERALD KEITH RIGGINS,
3 (23) ESTHER LA RENA SCOTT,
4 (24) MICHAEL JOHN SCOTT,
5 (25) KAREN SURYAN,
6 (26) ORLANDO BARAJAS,
7 (27) OSCAR HUMBERTO CARRILLO
8 SALCEDO,
9 (28) MARTIN GONZALEZ JIMENEZ,
10 (29) HECTOR MARIO JACOBO
11 CHAIREZ,
12 (30) JESUS ALFONSO MORA
13 QUINONEZ,
14 (31) RAMON PUENTES, and
15 (32) GREGORY DAVID WERBER,

16 Defendants.

17 The Grand Jury charges that:

18 **COUNT 1**
19 **(Conspiracy to Distribute Controlled Substances)**

20 Beginning at a time unknown and continuing until on or about December 6, 2018,
21 in Pierce, Kitsap, King, Skagit, and Snohomish Counties, within the Western District of
22 Washington, and elsewhere, CARLOS EDUARDO LOPEZ HERNANDEZ, DANIEL
23 OSVALDO ROCHA LOPEZ, JAIME HEREDIA CASTRO, JUAN AVILES
24 BERRELLEZA, EDGAR CABRERA, OTHON ALONSO VEA CERVANTES, CESAR
25 LOYA SOTO, MANUEL LOYA SOTO, JULIAN GAUGE ORDONEZ, JOSE LUIS
26 SIERRA BARRIENTOS, HECTOR MANUEL URIAS MORENO, JORGE
27 VALENZUELA ARMENTA, URIEL ZELAYA, ARTURO FRIAS CEBALLOS, JUAN
28 JOSE HIGUERA GONZALEZ, JESUS RENE SARMIENTO VALENZUELA, ALEK
JAMES BAUMGARTNER, MONIQUE GREEN, ANDREW CAIN KRISTOVICH,
JOSE RANGEL ORTEGA, GERALD KEITH RIGGINS, ESTHER LA RENA SCOTT,
MICHAEL JOHN SCOTT, KAREN SURYAN, ORLANDO BARAJAS, OSCAR
HUMBERTO CARRILLO SALCEDO, MARTIN GONZALEZ JIMENEZ, HECTOR

SUPERSEDING INDICTMENT

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1 MARIO JACOBO CHAIREZ, JESUS ALFONSO MORA QUINONEZ, RAMON
2 PUENTES, and others known and unknown, did knowingly and intentionally conspire to
3 distribute substances controlled under Title 21, United States Code, Section 812,
4 Schedules I and II, to wit: heroin, Fentanyl, and methamphetamine, contrary to the
5 provisions of Title 21, United States Code.

6 *Specific Quantity Allegations as to Heroin*

7 The Grand Jury further alleges that with respect to CARLOS EDUARDO LOPEZ
8 HERNANDEZ, DANIEL OSVALDO ROCHA LOPEZ, JAIME HEREDIA CASTRO,
9 JUAN AVILES BERRELLEZA, OTHON ALONSO VEA CERVANTES, CESAR
10 LOYA SOTO, JOSE LUIS SIERRA BARRIENTOS, HECTOR MANUEL URIAS
11 MORENO, ARTURO FRIAS CEBALLOS, JUAN JOSE HIGUERA GONZALEZ,
12 JESUS RENE SARMIENTO VALENZUELA, GERALD KEITH RIGGINS, MARTIN
13 GONZALEZ JIMENEZ, HECTOR MARIO JACOBO CHAIREZ, and JESUS
14 ALFONSO MORA QUINONEZ, their conduct as members of the conspiracy charged in
15 Count 1, which includes the reasonably foreseeable conduct of other members of the
16 conspiracy charged in Count 1, involved 1 kilogram or more of a mixture or substance
17 containing a detectable amount of heroin, in violation of Title 21, United States Code,
18 Section 841(b)(1)(A).

19 The Grand Jury further alleges that with respect to MONIQUE GREEN, KAREN
20 SURYAN, and URIEL ZELAYA, their conduct as members of the conspiracy charged in
21 Count 1, which includes the reasonably foreseeable conduct of other members of the
22 conspiracy charged in Count 1, involved 100 grams or more of a mixture or substance
23 containing a detectable amount of heroin, in violation of Title 21, United States Code,
24 Section 841(b)(1)(B).

25 *Specific Quantity Allegations as to Fentanyl*

26 The Grand Jury further alleges that this with respect to CARLOS EDUARDO
27 LOPEZ HERNANDEZ, DANIEL OSVALDO ROCHA LOPEZ, JAIME HEREDIA
28 CASTRO, JUAN AVILES BERRELLEZA, OTHON ALONSO VEA CERVANTES,

1 CESAR LOYA SOTO, MANUEL LOYA SOTO, HECTOR MANUEL URIAS
 2 MORENO, JORGE VALENZUELA ARMENTA, ARTURO FRIAS CEBALLOS,
 3 JUAN JOSE HIGUERA GONZALEZ, JESUS RENE SARMIENTO VALENZUELA,
 4 ANDREW CAIN KRISTOVICH, ESTHER LA RENA SCOTT, MICHAEL JOHN
 5 SCOTT, MARTIN GONZALEZ JIMENEZ, JESUS ALFONSO MORA QUINONEZ,
 6 and RAMON PUENTES, their conduct as members of the conspiracy charged in Count
 7 1, which includes the reasonably foreseeable conduct of other members of the conspiracy
 8 charged in Count 1, involved 400 grams or more of a mixture or substance containing a
 9 detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide
 10 (Fentanyl), and 100 grams or more of any analogue of N-phenyl-N-[1-(2-phenylethyl)-4-
 11 piperidinyl] propanamide (Fentanyl), in violation of Title 21, United States Code, Section
 12 841(b)(1)(A).

13 The Grand Jury further alleges that with respect to ALEK JAMES
 14 BAUMGARTNER and JOSE RANGEL ORTEGA, their conduct as members of the
 15 conspiracy charged in Count 1, which includes the reasonably foreseeable conduct of
 16 other members of the conspiracy charged in Count 1, involved 40 grams or more of a
 17 mixture or substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-
 18 4-piperidinyl] propanamide (Fentanyl), and 10 grams or more of any analogue of N-
 19 phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide (Fentanyl), in violation of Title
 20 21, United States Code, Section 841(b)(1)(B.).

21 ***Specific Quantity Allegations as to Methamphetamine***

22 The Grand Jury further alleges that with respect to CARLOS EDUARDO LOPEZ
 23 HERNANDEZ, DANIEL OSVALDO ROCHA LOPEZ, EDGAR CABRERA, OTHON
 24 ALONSO VEA CERVANTES, JULIAN GAUGE ORDONEZ, URIEL ZELAYA, and
 25 MARTIN GONZALEZ JIMENEZ, their conduct as members of the conspiracy charged
 26 in Count 1, which includes the reasonably foreseeable conduct of the other members of the
 27 conspiracy charged in Count 1, involved 50 grams or more of methamphetamine, its salts,
 28 isomers, and salts of its isomers, and 500 grams or more of a mixture or substance

1 containing a detectable amount of methamphetamine, its salts, isomers, and salts of its
2 isomers, in violation of Title 21, United States Code, Section 841(b)(1)(A).

3 The Grand Jury further alleges that with respect to ANDREW CAIN
4 KRISTOVICH, his conduct as a member of the conspiracy charged in Count 1, which
5 includes the reasonably foreseeable conduct of the other members of the conspiracy
6 charged in Count 1, involved 5 grams or more of methamphetamine, its salts, isomers,
7 and salts of its isomers, and 50 grams or more of a mixture or substance containing a
8 detectable amount of methamphetamine, its salts, isomers, and salts of its isomers, in
9 violation of Title 21, United States Code, Section 841(b)(1)(B).

10 All in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1), and
11 846.

12 **COUNT 2**

13 **(Conspiracy to Commit Money Laundering)**

14 Beginning at a time unknown, but within the last five years, and continuing
15 through December 6, 2018, in Skagit County, within the Western District of Washington,
16 and elsewhere, JAIME HEREDIA CASTRO, ORLANDO BARAJAS, and others known
17 and unknown, unlawfully and knowingly combined, conspired, confederated and agreed
18 together and with each other to commit certain money laundering offenses under Title 18,
19 United States Code, Section 1956, as follows:

20 **1956(a)(1)(B)(i)**

21 Did conduct and attempt to conduct financial transactions, that is: transactions
22 involving the movement of funds by wire and other means affecting interstate and foreign
23 commerce, which in fact involved the proceeds of specified unlawful activity, that is,
24 conspiracy to distribute controlled substances, in violation of Title 21, United States
25 Code, Sections 841(a)(1) and 846, knowing that the transactions are designed in whole or
26 in part to conceal and disguise the nature, the location, the source, the ownership, and the
27 control of the proceeds of the specified unlawful activity, in violation of Title 18, United
28 States Code, Section 1956(a)(1)(B)(i); and

1956(a)(1)(B)(ii)

Did conduct and attempt to conduct financial transactions, that is: transactions involving the movement of funds by wire and other means affecting interstate and foreign commerce, which in fact involved the proceeds of specified unlawful activity, that is, conspiracy to distribute controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and 846, knowing that the transactions are designed in whole or in part to avoid a transaction reporting requirement under State and Federal Law, in violation of Title 18, United States Code, Section 1956(a)(1)(B)(ii).

The Grand Jury further alleges this offense was committed during and in furtherance of the conspiracy charged in Count 1, above.

All in violation of Title 18, United States Code, Section 1956(h).

COUNT 3

(Conspiracy to Commit Money Laundering)

Beginning at a time unknown, but within the last five years, and continuing through December 6, 2018, in King County, within the Western District of Washington, and elsewhere, OSCAR HUMBERTO CARRILLO SALCEDO, CARLOS EDUARDO LOPEZ HERNANDEZ, DANIEL OSVALDO ROCHA LOPEZ, EDGAR CABRERA, GREGORY DAVID WERBER, and others known and unknown, unlawfully and knowingly combined, conspired, confederated and agreed together and with each other to commit certain money laundering offenses under Title 18, United States Code, Section 1956, as follows:

1956(a)(1)(B)(i)

Did conduct and attempt to conduct financial transactions, that is: transactions involving the movement of funds by wire and other means affecting interstate and foreign commerce, which in fact involved the proceeds of specified unlawful activity, that is, conspiracy to distribute controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and 846, knowing that the transactions are designed in whole or in part to conceal and disguise the nature, the location, the source, the ownership, and the

1 control of the proceeds of the specified unlawful activity, in violation of Title 18, United
2 States Code, Section 1956(a)(1)(B)(i); and

3 **1956(a)(1)(B)(ii)**

4 Did conduct and attempt to conduct financial transactions, that is: transactions
5 involving the movement of funds by wire and other means affecting interstate and foreign
6 commerce, which in fact involved the proceeds of specified unlawful activity, that is,
7 conspiracy to distribute controlled substances, in violation of Title 21, United States
8 Code, Sections 841(a)(1) and 846, knowing that the transactions are designed in whole or
9 in part to avoid a transaction reporting requirement under State and Federal Law, in
10 violation of Title 18, United States Code, Section 1956(a)(1)(B)(ii).

11 The Grand Jury further alleges this offense was committed during and in
12 furtherance of the conspiracy charged in Count 1, above.

13 All in violation of Title 18, United States Code, Section 1956(h).

14 **COUNT 4**
15 **(Money Laundering)**

16 On or about November 29, 2018, in King County, in the Western District of
17 Washington, the Central District of California, and elsewhere, GREGORY DAVID
18 WERBER, did knowingly conduct and attempt to conduct a financial transaction
19 affecting interstate and foreign commerce, which transaction involved property
20 represented by a law enforcement officer to be the proceeds of specified unlawful
21 activity, specifically, distribution of controlled substances, in violation of Title 21, United
22 States Code, Section 841, with the intent to conceal and disguise the nature, location,
23 source, ownership and control, of property believed to be proceeds of specified unlawful
24 activity and to avoid a transaction reporting requirement under State or Federal law.

25 All in violation of Title 18, United States Code, Sections 1956(a)(3)(B),
26 1956(a)(3)(C) and 2.

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COUNT 5
(Money Laundering)

3 On or about December 5, 2018, in King County, in the Western District of
4 Washington, and elsewhere, GREGORY DAVID WERBER and OSCAR HUMBERTO
5 CARRILLO SALCEDO, did knowingly conduct and attempt to conduct a financial
6 transaction affecting interstate and foreign commerce, which transaction involved
7 property represented by a law enforcement officer to be the proceeds of specified
8 unlawful activity, specifically, distribution of controlled substances, in violation of
9 Title 21, United States Code, Section 841, with the intent to conceal and disguise the
10 nature, location, source, ownership and control, of property believed to be proceeds of
11 specified unlawful activity and to avoid a transaction reporting requirement under State
12 or Federal law.

13 All in violation of Title 18, United States Code, Sections 1956(a)(3)(B),
14 1956(a)(3)(C) and 2.

ASSET FORFEITURE ALLEGATIONS

16 | **Drug Offense**

17 The allegations in Count 1 of this Indictment are hereby realleged and
18 incorporated by reference herein for the purpose of alleging forfeiture to the United
19 States pursuant to Title 21, United States Code, Section 853.

20 Pursuant to Title 21, United States Code, Section 853, upon conviction of the
21 felony drug offense charged in Count 1 of this Indictment, defendants CARLOS
22 EDUARDO LOPEZ HERNANDEZ, DANIEL OSVALDO ROCHA LOPEZ, JAIME
23 HEREDIA CASTRO, JUAN AVILES BERRELLEZA, EDGAR CABRERA, OTHON
24 ALONSO VEA CERVANTES, CESAR LOYA SOTO, MANUEL LOYA SOTO,
25 JULIAN GAUGE ORDONEZ, JOSE LUIS SIERRA BARRIENTOS, HECTOR
26 MANUEL URIAS MORENO, JORGE VALENZUELA ARMENTA, URIEL ZELAYA,
27 ARTURO FRIAS CEBALLOS, JUAN JOSE HIGUERA GONZALEZ, JESUS RENE
28 SARMIENTO VALENZUELA, MONIQUE GREEN, ANDREW CAIN KRISTOVICH,

1 JOSE RANGEL ORTEGA, GERALD KEITH RIGGINS, ESTHER LA RENA SCOTT,
2 MICHAEL JOHN SCOTT, KAREN SURYAN, ORLANDO BARAJAS, OSCAR
3 HUMBERTO CARRILLO SALCEDO, MARTIN GONZALEZ JIMENEZ, HECTOR
4 MARIO JACOBO CHAIREZ, JESUS ALFONSO MORA QUINONEZ, and RAMON
5 PUENTES, shall forfeit to the United States of America any and all property, real or
6 personal, constituting or derived from, any proceeds the defendants obtained, directly or
7 indirectly, as the result of such offenses, and shall further forfeit any and all property, real
8 or personal, used, or intended to be used, in any manner or part, to commit, or to facilitate
9 the commission of, such offenses. The property to be forfeited includes, but is not
10 limited to, the following:

11 a. One hundred sixty-four thousand, one hundred and sixteen dollars
12 (\$164,116.00), more or less, seized from 31900 104th Avenue Southeast,
13 Unit I-101, Auburn, Washington, on August 31, 2018;
14 b. Four pairs of shoes; and
15 c. Sums of money representing the proceeds that each defendant individually
16 obtained as a result of the Conspiracy to Distribute Controlled Substances,
17 as alleged in Count 1, above.

18 ***Money Laundering Offenses***

19 The allegations in Counts 2-5 of this Indictment are hereby realleged and
20 incorporated by reference herein for the purposes of alleging forfeiture to the United
21 States pursuant to Title 18, United States Code, Section 982(a)(1).

22 Upon conviction of the felony offense in violation of Title 18, United States Code,
23 Sections 1956, as charged in Counts 2-5 of this Indictment, defendants JAIME
24 HEREDIA CASTRO, ORLANDO BARAJAS, OSCAR HUMBERTO CARRILLO
25 SALCEDO, CARLOS EDUARDO LOPEZ HERNANDEZ, DANIEL OSVALDO
26 ROCHA LOPEZ, EDGAR CABRERA, and GREGORY DAVID WERBER shall forfeit
27 to the United States of America any property, real or personal, involved in such offenses,
28 and any property traceable to such property, including but not limited to the following,

1 a. Sums of money representing any property, real or personal, involved in the
2 offenses charged in Counts 2-5 of this Indictment, and any property
3 traceable to such property that each defendant individually obtained.

4 ***Substitute Assets***

5 If any of the property described above, as a result of any act or omission of the
6 defendants:

7 a. cannot be located upon the exercise of due diligence;
8 b. has been transferred or sold to, or deposited with, a third party;
9 c. has been placed beyond the jurisdiction of the Court;
10 d. has been diminished in value; or
11 e. has been commingled with other property which cannot be divided without
12 difficulty,

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1 it is the intent of the United States, pursuant to Title 21, United States Code, Section
2 853(p), to seek the forfeiture of any other property of the defendants up to the value of
3 the above-described forfeitable property.

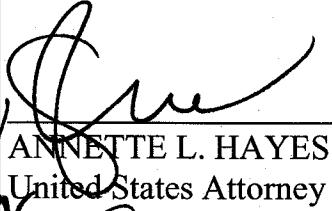
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5 A TRUE BILL:

6 DATED: 12-13-2018

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8 *(Signature of Foreperson redacted
9 pursuant to the policy of the Judicial
Conference of the United States)*

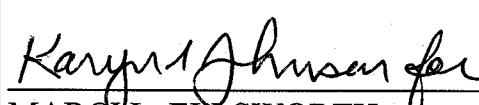
10
11 FOREPERSON

12 
13 ANNETTE L. HAYES

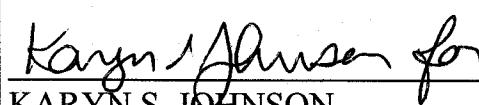
14 United States Attorney

15 
16 SARAH Y. VOGEL

17 Assistant United States Attorney

18 
19 MARCY L. ELLSWORTH

20 Assistant United States Attorney

21 
22 KARYN S. JOHNSON

23 Assistant United States Attorney

24 SUPERSEDING INDICTMENT

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